



REGISTRAR OF REGULATIONS  
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## COMMONWEALTH of VIRGINIA

### Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B  
Richmond, VA 23219

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### NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 080-013, ONANCOCK CREEK

EFFECTIVE 8 DECEMBER 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

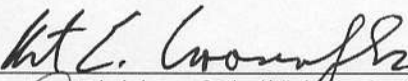
1. The "Notice and Description of Shellfish Area Condemnation Number 080-013, Onancock Creek," effective 19 December 2007, is cancelled effective 8 December 2008.
2. Condemned Shellfish Area Number 080-013, shown as Sections A, B, C, and D is established effective 8 December 2008. As to Sections A through C, it shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. As to Section D, it shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose. The boundaries of these areas are shown on the map titled "Onancock Creek, Condemned Shellfish Area Number 080-013, 8 December 2008" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 080-013, shown as Sections M1 and M2 is established effective 1 April 2009, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm, or corporation to take shellfish from this area during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Onancock Creek, Condemned Shellfish Area Number 080-013, 8 December 2008" which is a part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

#### BOUNDARIES OF CONDEMNED AREA NUMBER 080-013

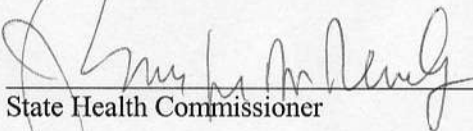
- A. The condemned area shall include all of Onancock Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°43'11.3", -75°47'00.9") and map coordinate (37°42'58.3", -75°47'07.3"); but excluding the area defined as Section D.

- B. The condemned area shall include that portion of Finneys Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°43'02.6", -75°48'10.6") and map coordinate (37°42'58.2", -75°48'12.5").
- C. The condemned area shall include that portion of Parkers Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°42'54.3", -75°48'45.6") and map coordinate (37°42'50.6", -75°48'37.6").
- D. The condemned area shall include all of the North Branch of Onancock Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°42'45.9", -75°45'22.7") and map coordinate (37°42'44.6", -75°45'21.1").
- M1. The seasonally condemned area shall include that portion of Parkers Creek and its tributaries lying inland and upstream of a line drawn between latitude/longitude map coordinate (37°43'17.7", -75°48'33.7"), map coordinate (37°43'18.0", -75°48'29.2"), and map coordinate (37°43'01.9", -75°48'35.9"); but excluding the area defined as Section C.
- M2. The seasonally condemned area shall include all of Poplar Cove lying upstream of a line drawn between latitude/longitude map coordinate (37°43'28.7", -75°47'29.3") and map coordinate (37°43'26.3", -75°47'17.8").

Recommended by:

  
\_\_\_\_\_  
Director, Division of Shellfish Sanitation

Ordered by:

  
\_\_\_\_\_  
State Health Commissioner

11/21/08  
\_\_\_\_\_  
Date

Virginia Department of Health  
Onancock Creek  
Condemned Shellfish Area 080-013  
8 December 2008

